

COMMITTEE AMENDMENT FORM

DATE: 1/09/01

COMMITTEE ZONING

PAGE NUM. (S) 1

ORDINANCE I. D. #00-O-2086

SECTION (S) 2

RESOLUTION I. D. #01-R-

PARA. (S)

AMENDS THE LEGISLATION BY DELETING SECTION 2 IN ITS ENTIRETY AND REPLACING IT WITH THE FOLLOWING LANGUAGE: SECTION 2. THAT THIS SPECIAL USE PERMIT WILL EXPIRE IN FIVE YEARS AFTER THE DATE OF TRANSFER TO WESTMINSTER PRESBYTERIAN HOMES, INC., OR UPON THE DATE THAT WESTMINSTER PRESBYTERIAN HOMES, INC. CEASES OPERATION OF A NURSING HOME ON THE PROPERTY, WHICH EVER FIRST OCCURS, AND THE SPECIAL USE PERMIT SHALL NOT BE RENEWED, EXTENDED OR TRANSFERRED BY WESTMINSTER PRESBYTERIAN HOMES, INC. OR ANY OTHER ENTITY.

AMENDMENT DONE BY COUNCIL STAFF 1/10/01

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January 9, 2001

Via Facsimile**Mr. John Bell****Bureau of Planning****City Hall South Building****55 Trinity Avenue, SW****Suite 3350****Atlanta, GA 30335-0310****RE: Ansley Pavilion—Transfer of Special Use Permit**

Dear John:

As I indicated on your voice mail, Bob Zoeckler, the attorney for the Homeowners Association, and I, have agreed for the ordinance to be modified to contain the following language:

This Special Use Permit will expire in five years after the date of transfer to Westminster Presbyterian Homes, Inc., or upon the date that Westminster Presbyterian Homes, Inc. ceases operation of a nursing home on the subject property, which ever first occurs, and the Special Use Permit shall not be renewed, extended or transferred by Westminster Presbyterian Homes, Inc. or any other entity.

Your cooperation in this matter is greatly appreciated.

Very truly yours,

DREW, ECKL & FARNHAM, LLP

Robert I. Welch

RLW/pmr

cc: Dr. Frank McElroy, Jr.

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Reply to Atlanta